

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

(Nationalizeed: April 30, 2001)

Art Unit: 1742

(Nationalizeed: April 30, 2001)

Art Unit: 1742

(Nationalizeed: FUKADA

(Nationalizeed: April 30, 2001)

Appln. No.: 90/830,645

(Nationalizeed: April 30, 2001)

(Nationalizeed: April 30, 2004)

## REPLY TO OFFICIAL ACTION: AMENDMENT AND REMARKS

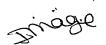
Honorable Commissioner for Patents U.S. Patent and Trademark Office Customer Window, Mail Stop Crystal Plaza Two, Lobby, Room 1B03 Arlington, Virginia 22202

## Sir:

Replying to the first action following the filing of applicant's RCE, said action having been mailed February 5, 2004, please amend as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Kazunori FUKADA Application No.: 09/830,645 Nationalized: April 20, 2001 For: MEMBER AIR MOTOR-Confirmation No.: 1868

Art Unit: 1742

Examiner: H. Wilkins III

Washington, D.C.

Atty.'s Docket: FUKADA=1

OR

OR

Date: April 21, 2004

Mail Stop

THE COMMISSIONER OF PATENTS AND TRADEMARKS

Arlington, VA 22202

Sir.

Transmitted herewith is a [XX] REPLY OFFICIAL ACTION: AMENDMENT AND REMARKS in the above-identified application.

[ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)				
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS			
TOTAL	* 19	MINUS	** 20	0			
INDEP.	* 5	MINUS	*** 3	2			
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM							

	SWALL ENTITY						
		RATE	ADDITIONAL FEE				
	х	9	\$				
_	х	42	\$				
	+	140	\$				
ADDITIONAL FEE TOTAL			\$				

OTHER THAN SMALL ENTITY RATE ADDITIONAL FEE 18 \$168.00 280 TOTAL \$168.00

- If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

	Small Entity Response Filed Within			Other Than Small Entity							
					Response Filed Within						
	[ ]	First	-	\$ 55.00		[	]	First	-	\$	110.00
	[ ]	Second	-	\$ 210.00		[	1	Second	-	\$	420.00
	[ ]	Third	-	\$ 475.00		Į	]	Third	-	\$	-950.00
	[ ]	Fourth	-	\$ 740.00		[	]	Fourth	-	\$	1480.00
	Month After Time Period Set					Month After Time Period Set					
	[ ] L	.ess fees (\$	i	) already paid for month(s) extension	of time on _					-	
[ ]	Please	charge my	Dep	osit Account No. 02-4035 in the amount of \$							
[XX]	Credit C	ard Payme	nt F	orm, PTO-2038, is attached, authorizing payme	ent in the ar	no	ount o	f <u>\$ 168.00</u>			
[ ]	A check	in the amo	unt	of \$ is attached (check no. ).							,

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

**BROWDY AND NEIMARK** 

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